1/22/90

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION V

JAN 2 2 1990

DATE:

Cost Recovery Close Out Action for Removal Action at Dead Creek, Sauget

SUBJECT: Illinois. Superfund Site# 60.

Elizabeth Doyle

and

Jack Barnette

Regional Counsel Staff Attorney

On Scene Coordinator

TO:

FROM:

File

DESCRIPTION OF SITE AND REMOVAL ACTION

The site is an abandoned surface/subsurface disposal area located in Sauget, Illinois. Elevated levels of PCBs and chlorinated benzenes have been discovered in the creek bottom sediment. The source of the contamination is somewhere upstream of the actual Dead Creek Site. Because of unimpeded public access to the site, it was decided that the erection of a fence was necessary to prohibit easy entry by passers-by. To that end, 4,146 feet of cyclone fence was erected to enclose the contamination (Reference 1).

COSTS INCURRED AND COST RECOVERY ACTIONS TO DATE

A December 18, 1989, SPUR report shows that \$49,974.51 has been spent by the United States Environmental Protection Agency (U.S. EPA) for this action (Reference 2).

LIABILITY OF POTENTIALLY RESPONSIBLE PARITES

After reviewing information recently provided by the Illinois EPA (IEPA), U.S. EPA sent demand letters to 4 PRPs. Because of the relatively small amount of money expended at the Site, no further enforcement action will be taken if these PRPs decline to pay U.S EPA costs.

ENFORCEMENT ACTIONS

Demand letters were send by U.S. EPA to 4 PRPs on December 27, 1989, (Reference 3). No response has been received to date.

COST RECOVERY DECISION

As discussed previously, if U.S EPA does not receive a favorable response to its demand letters, no further cost recovery action will be taken. This memorandum is submitted to document this decision, which was made prior to October 17, 1989, the most conservative Statute of Limitations date which may potentially apply to recovery of these costs.

RECOMMENDATION

Regardless to the response to our demand letters, it is recommended that no further action be taken in this case due to the small amount of money involved.

Approval:	Saril Cartantel	2-1-90
	Masil Constantelos, Director	Date
	Waste Management Division	
	Ber ham Ches	1/22/9
	Bertram Frey, Acting	Date
	Regional Counsel	
Disapprove:		
	Basil Constantelos, Director	Date
	Waste Management Division	
	Bertram Frey, Acting	Date
	Regional Counsel	

cc: Emil Knutti, WH-527
Vince D'Aloia, Superfund Accounting
Lynn Peterson, ORC Cost Recovery Coordinator
Oliver Warnsley, Chief, RP/CR Unit
Robert Bowden, Chief, EERB

REFERENCE

- 1. Polrep #3 for Dead Creek dated November 5, 1982.
- 2. SFUR Report dated December 18, 1989, prepared by the U.S EPA Region V, Financial Management Branch.
- 3. Demand letter dated December 27, 1989 sent by U.S. EPA Program Management Branch.

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Approval:	Basil Constantelos, Director Waste Management Division	Date
	Bertram Frey, Acting Regional Counsel	Date
Disapprove:	Basil Constantelos, Director Waste Management Division	Date
	Bertram Frey, Acting Regional Counsel	Date

cc: Emil Knutti, WH-527

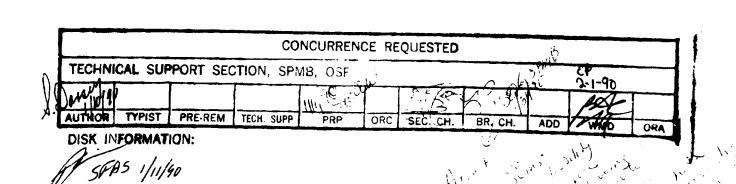
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